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**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
DIVISION**

OCT 13 2016

**RICHARD W. NAGEL
Clerk Of Court
CINCINNATI, OHIO**

Antoine Whitney Lee

(Enter Above the Name of the Plaintiff in this Action)

vs.

DR. DIMA L. DIGB. M.D.

(Enter above the name of the Defendant in this Action)

If there are additional Defendants, please list them:

1:16CV1001

J. BLOTT

M.J. LITKOVITZ

COMPLAINT

I. Parties to the action:

Plaintiff: Place your name and address on the lines below. The address you give must be the address where the court may contact you and mail documents to you. A telephone number is required.

Antoine Whitney Lee

Name - Full Name Please - PRINT

1540 Marlowe

Street Address

Cincinnati - ohio 45224

City, State and Zip Code

513- 849- 7470

Telephone Number

If there are additional Plaintiffs in this suit, a separate piece of paper should be attached immediately behind this page with their full names, addresses and telephone numbers. If there are no other Plaintiffs, continue with this form.

Defendant(s):

Place the name and address of each Defendant you listed in the caption on the first page of this Complaint. This form is invalid unless each Defendant appears with full address for proper service.

1. DR. DINA L. DI ABS

Name - Full Name Please

222 pied Mont Ave # 4300. Cincinnati - ohio 45229

Address: Street, City, State and Zip Code

2. _____

3. _____

4. _____

5. _____

6. _____

If there are additional Defendants, please list their names and addresses on a separate sheet of paper.

II. Subject Matter Jurisdiction

Check the box or boxes that describes your lawsuit:



Title 28 U.S.C. § 1343(3)

[A civil rights lawsuit alleging that Defendant(s) acting under color of State law, deprived you of a right secured by federal law or the Constitution.]

Title 28 U.S.C. § 1331

[A lawsuit “arising under the Constitution, laws, or treaties of the United States.”]

Title 28 U.S.C. § 1332(a)(1)

[A lawsuit between citizens of different states where the matter in controversy exceeds \$75,000.]



Title _____ United States Code, Section _____

[Other federal status giving the court subject matter jurisdiction.]

III. Statement of Claim

Please write as briefly as possible the facts of your case. Describe how each Defendant is involved. Include the name of all persons involved, give dates and places.

Number each claim separately. Use as much space as you need. You are not limited to the papers we give you. Attach extra sheets that deal with your statement claim immediately behind this piece of paper.

I am a Transgender woman, That have Been Taking hormone Therpay since the age of 18, I Was denied hormone treatment For Two years while I was locked up in the ohio department of corrections Which resulted a very Big withdraw of Estrogen From my system, which also Led to causing me harm I had to have one of my Testicles removed, once I Was released From prison, I Made a appointment with DR. Dima L. Diab who is a Endocrinologist at U.C health located at 222 piedmont Ave # 4300 I Was seen by her and I Explained To her my history which included my history of Taking Estrogen, also I Explained To her that I was in prison and Was denied hormone therapy For Two years. DR Diab changed my medication from 2.5 mg Twice A day To Estradiol 2mg Tablets a day, I return back To prison so I Was unable To Make my Appointment with DR Diab, Date in Question in the Month of September 2016 I Went to U.C health Located at 222 piedmont Ave To MAKE a appointment To Be seen by DR Diab, Because I knew I Needed a follow, also my prescription for the Estradiol was Expirid, DR. Diab and wrote me a prescription for only 30 days also order Blood Work From me, which I completed the Blood Work, I Was also given a appointment To Be seen by her on October. 7th. 2016 at 12:10 which I did follow up with, and made it To the appointm

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ON 10-7-2016 Which I Was seen
By DR. Dima L Diab She Advised me
that my Estrogen levels was very
low, and she would like it see my
level at one hundred or higher
and that she would increase my
Estradiol Medication I Explained to
her that my last one testical that
I had left was swollen and I was
in pain she ordered me ⁹ six months
PM order of Estradiol 2mg Tablets
4mg a day also 100 mg of
spironolactone also 14 pills
which was for pain, she Advised me
that I could go to C.V.S pharmacy
and pick up all three of the
Medications I was also given
a Two page Medical report which
stated on the report all three
of the Medication she ordered, After
my appointment I walked to the
C.V.S on williams high TAFT to
pick up all three of the
Medication once I arrived there
I was informed that I could
only receive two of the Medication

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That DR. Diab ~~an~~ Electrical & L
Sent a request for me To pick up
I Was Advised that I could receive
the Third medication which was the
pain medication That DR. Diab
ordered Because she would Need
To write A hard copy so I could
receive the medication, so I called
To U.C health and Advised them
what was Told me, I Was informed
To come Back To U.C health So
that DR. Diab Could write me the
hard copy for the medication I
Walked Back To U.C health From
C.V.S To pick up The hard copy To
receive the pain medication When I
Arrived Back To U.C health only
25 minutes later and After I called
To U.C health I Was told that
DR. Diab had left I Was also Told
that They Was calling her and
sending her Text messages and
that I needed To wait Because
she could return and write out
the hard copy so I could take
it To U.C For 2 1/2 hours

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I was given the run around.
I was told by several employees that
another doctor would write the hard
copy I was also told that Dr. Diab
doesn't write orders for pain medication
and that they seen in the computer
that she ~~had~~ sent the ~~presup~~
medication to C.V.S for 2 1/2 hours
I sat back at V.I.C health waiting
to receive the hard copy for the
PAIN medication I was finally
told that I need to return
Monday I did get upset and
a lil loud because Dr. Diab
should have known I knew I knew a hard
copy to receive the pain
medication, I walked in 74
Degree weather back and fourth
to C.V.S then I was delayed
for 2 1/2 hours yes I was upset
then I didn't receive the pain
medication which I needed I did
call V.I.C health on ~~the~~ the
following Monday and was told
that Diab was in the office



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I did return to Dr. Diab's office and I was told by a floor supervisor that Dr. Diab decided not to write a hard copy for the pain medication because I got loud, and made a scene. Also she sent me a letter stating she would no longer treat me - which I feel was wrong. First and foremost she made the mistake of not to treat me for the pain because she was told I made a scene was wrong. She wasn't there so I am suing her for violating my 8th Amendment to a serious medical need and discrimination. I did go to UIC Hospital minutes later and receive the pain medication. Dr. Diab wasn't in her office and never wished me being a problem so she should have never denied me medical care or stopped seeing me based on those reasons.

A. Why?

MO
MIGUEL RUS

IV. Previous lawsuits:

If you have been a Plaintiff in a lawsuit, for each lawsuit state the case number and caption. (Example, Case Number: 2:08-cv-728 and Caption: John Smith vs. Jane Doe).

V. Relief

In this section please state (write) briefly exactly what you want the court to do for you. Make no legal argument, cite no case or statutes.

I would like Dr Diab To pay me \$20000

I state under penalty of perjury that the foregoing is true and correct. Executed on

this ____ day of _____, 2016.

~~Signature of Plaintiff~~